

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services- Sri K.Nanjundappa, Assistant Secretary to Government (Retired) – Penalty of stoppage of two annual grade increments with cumulative effect imposed – Orders of APAT to set aside the punishment orders – Further action – Dropped – Orders – Issued.

-X-

GENERAL ADMINISTRATION (SC.D) DEPARTMENT

G.O.Rt.No. 674

Dated:11.02.2013.

Read the following:-

1. G.O.Rt.No.506, General Administration (OP.I) Department, Dated:02.02.1990.
2. Govt. Memo No.5072/SC.F/98-2, General Administration (SC.F) Department, Dated:24.10.1998.
3. Govt. Memo No.5072/SC.F/98-2, General Administration (SC.F) Department, Dated:11.10.1999.
4. Govt. Memo No.299/SC.D/A3/2005, General Administration (SC.D) Department, Dated:19.12.2006.
5. Govt. Memo No.144/SC.D/A1/2007-5, General Administration (SC.D) Department, Dated:16.08.2008.
6. Orders of the Hon' ble A.P.A.T., Dt:24.11.2010 in O.A.No.8449/2008.
7. From Sri K.Nanjundappa, Assistant Secretary to Government, (Retd.) representation Dt:18.01.2011.

<<O>>

ORDER:

In the reference 1st read above, by following due procedure, Government have imposed the penalty of 'stoppage of two annual grade increments which have effect on pension' on Sri K.Nanjundappa, Assistant Secretary to Government (Retired), for the irregularities committed by him while he was working as Assistant Secretary to Government, Revenue Department with regard to granting permission to the Walk Board for sale of land.

2. Sri K.Nanjundappa, Assistant Secretary to Government (Retired) has filed appeals on the penalty imposed and the same were rejected, as there is no case to consider, vide the references 2nd and 3rd read above.

3. Further, in accordance with the Hon'ble Tribunal orders, Dt:15.02.2005 in O.A.No.3313/2004 and orders, Dt:20.02.2008 in O.A.No.577/2007, the Retired Officer has preferred appeals. Government, after examination of the same and after holding personal hearing, rejected the appeals, since there are no new grounds/facts or additional evidence adduced by the charged Officer except reiterating his earlier contentions, which warrant any change in the decision taken earlier, vide reference 4th and 5th read above.

(P.T.O)

4. Aggrieved by the above rejection orders in the reference 5th read above, the Retired Officer filed O.A. No. 8449/2008 before the Hon'ble A.P.A.T, Hyderabad. The Hon'ble APAT in its order, dt. 24/11/2010 while allowing the O.A. has observed that "though it was alleged that a correction was made by the applicant in the extent, the GO was issued correctly as proposed by the Walk Board for 15.23 acres of land, though it contended that the applicant made some correction, no material was placed to show that he corrected the extent; and on the other hand, it was mentioned in the judgement of the Tribunal in O.A.No.577/2007 that the Government dropped the proceedings, when the proceedings are dropped, the question of finding the applicant guilty of the charge and again imposing the punishment against the applicant does not arise"; and, set aside the G.O.Rt.No.506, Dt:02.02.1990 and Govt. Memo No.144/SC.D/A1/2007-5, Dt:16.08.2008. The Retired Officer in his representation 7th read above has requested to grant all the notional benefits due to him keeping view the above orders of APAT.

5. Government, after careful examination of the matter in consultation with the advisory Departments and keeping in view of the orders of the Hon'ble A.P.A.T., have decided to implement the orders of Hon'ble Tribunal, Dt:24.11.2010, duly dropping further action in the matter and to grant notional benefits to Sri K. Nanjundappa, Assistant Secretary to Government (Retired). Accordingly, Government hereby order to drop further action against Sri K. Nanjundappa, Assistant Secretary to Government (Retired) in the matter.

6. The Planning (OP.I) Department shall take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

N.SIVA SHANKAR
SECRETARY TO GOVERNMENT (POLITICAL)

To
Sri K. Nanjundappa, Assistant Secretary to Government (Retd.)
through Planning (OP) Dept.
The Planning (OP) Dept.
The General Administration (SC.F) Department.

Copy to:
The Accountant General, A.P., Hyderabad.
The Pay and Accounts Officer, A.P., Hyderabad.
The General Administration (OP.I) Department.
SC/SFs.

// FORWARDED :: BY ORDER //

SECTION OFFICER (SC)